

GOVERNMENT OF MYSORE.

FOOD, CIVIL SUPPLIES AND LABOUR DEPARTMENT (LABOUR)

Labour Dispute.—Industrial Dispute between the Workmen and the Management of Canara Public Conveyance Co., Ltd., Mangalore.

Award of the Industrial Tribunal, Bangalore—published.

Read the following papers:—

(i) Letter No. I. T. No. 1816/67-68, dated 8th January 1968 from Shri A. Panchakshariah, Presiding Officer, Industrial Tribunal, Bangalore.

BEFORE THE INDUSTRIAL TRIBUNAL IN MYSORE,
BANGALORE.

Dated 8th January 1967.

Present :

Shri A. Panchakshariah, B.A. (Hons.), LL.B. *Presiding Officer*

I.D. No. 44 of 1967.

The Workmen of Canara Public Conveyance Co., Ltd.,
Mangalore-3. *I Party.*

Vs.

The Management of Canara Public Conveyance Co., Ltd.,
Mangalore ... *II Party.*

APPEARANCES

For the I Party: Sri Telicharkar, Secretary, Karnataka Automobile and [Engineering Workers' Union, Maidan Road, Mangalore.

For the II Party: Sri K. Sashidhar Rao, President, General Managements' Association, Mangalore.

References :

G. O. No. LMA 353 LLD 67 dated 20th June 1967.)

AWARD

Consequent on the failure of the conciliation proceedings regarding the points of dispute urged by the workmen of the Canara Public Conveyance Co., Ltd, Mangalore, against the Management of the Canara Public Conveyance Co., Ltd., Mangalore, the Government of Mysore under Section 10 (1) (d) of the Industrial Disputes Act, 1947, have referred certain points of dispute for adjudication by their Order No. LMA 353 LLE 67 dated 20th June 1967. The points of dispute referred for adjudication are as follows:—

I. Are the workmen of Canara Public Conveyance Co, Ltd, Mangalore-3, justified in demanding—

- (a) increase in Dearness Allowance at Rs. 15 p.m to such of the workers who have completed one year of service with effect from 1st June 1966;
- (b) Daily batta of Rs. 1-50 to the drivers and conductors working in the City Service buses of the management with effect from 1st June 1966?

II. If not, to what reliefs are the workers entitled ?

This reference was registered as I. D. No. 44 of 1967. Notices were taken out to the both the parties to file their Statement of claim and counter Statement respectively. The I Party-workmen are represented by the Secretary, Karnatak Automobile and Engineering Workers' Union, Mangalore. The I Party filed the claim statement on 13th September 1967. The II Party filed the Counter Statement on 27th September 1967. Mr. K. Sashidhar Rao appeared for the II Party.

2. In the course of the claim statement filed by the workmen they justified their claims raised in the Order of Reference. On two accounts they had put forward the demands before the Management. No. 1 is increase in Dearness Allowance at the rate of Rs. 15 p. m. to such of the workers who have completed one year of service with effect from 1st June 1966. The Second demand is for the daily batta of Rs. 1-56 Ps. to the drivers and conductors working in the City service buses of the Management with effect from 1st June 1966.

3. As against these two demands, the II Party filed a counter statement refuting the claim of the workmen in regard to both

these demands. The II Party also raised a contention that present dispute does not amount to an industrial dispute on the ground that substantial number of workmen of the I Party had not supported the demand put forward by the Secretary. Also the II Party pleaded that their financial position is such that they are unable to meet those demands. On the strength of these pleadings, three issues were framed by me in addition to the points noted in the Order of Reference. The case was then posted for evidence. It was taken up on 3rd January 1968 at Mangalore Camp when both the Parties submitted that they want a very short time to settle this dispute. However, on 4th January 1968, Mr. Telicharkar, Secretary of the I Party filed a memo stating that the I Party settled the dispute with the II Party and that the I Party is not pressing the dispute. Accordingly an award was prayed for in terms of the Memo. Mr. Sashidhar Rao who appeared for the II Party had no objection for the matter being disposed of in terms of the Memo filed by the I Party. Accordingly I pass an award rejecting the reference as the same is not pressed by the I Party. The Memo filed by the I Party shall form a part of this award. In the circumstance of the case, each party will bear its own costs.

A. PANCHAKSHARIAH,
Presiding Officer,
Industrial Tribunal,
Bangalore.

ANNEXURE

BEFORE THE HON'BLE INDUSTRIAL TRIBUNAL,
 BANGALORE.

in I.D. No. 44 of 1967.

Between

The Workmen of M/s. C. P. C. }
 Co., Ltd, Mangalore-3. }
and
 The Management of M/s C. P. C. }
 Co., Ltd., Mangalore-3. }

I Party

II Party.